

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

In re:

Case No. 07-45854

ARCIE LEE SCOTT,

Chapter 7

Debtor.

Judge Thomas J. Tucker.

**ORDER DENYING DISCHARGE IN A CHAPTER 7 CASE**

On October 2, 2009, the Court entered an “Order to Show Cause Why Debtor is Entitled to a Discharge,” requiring Debtor to “appear . . . and show cause why the debtor(s) is entitled to discharge in view of 11 U.S.C. § 727(a)(8).” The Court held a hearing on this matter on October 14, 2009. Debtor’s attorney appeared at the hearing. At the hearing, the Court determined that Debtor is not entitled to a discharge in view of 11 U.S.C. § 727(a)(8), because Debtor received a Chapter 7 discharge in a case commenced within 8 years before the date of the filing of the petition for relief in this case.<sup>1</sup> Accordingly,

IT IS ORDERED that Debtor’s discharge is DENIED.

IT IS FURTHER ORDERED that, consistent with 11 U.S.C. §§ 362 (a) and 362(c)(1), the automatic stay under § 362(a) continues with respect to any act against property of the estate, until such property is no longer property of the estate; or until such stay terminates under some other provision of the Bankruptcy Code; or until the Court orders otherwise.

IT IS FURTHER ORDERED that, consistent with 11 U.S.C. §§ 362 (a) and 362(c)(2)(C), the automatic stay under § 362(a) of any act other than an act against property of the estate is terminated.

**Signed on October 14, 2009**

/s/ Thomas J. Tucker

**Thomas J. Tucker**  
**United States Bankruptcy Judge**

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<sup>1</sup> Debtor received a Chapter 7 discharge in Case No. 00-55737 on February 2, 2001. That case was filed in this Court on October 18, 2000.